



United States Department of the Interior

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SEP 03 1992

DIVISION OF
OIL GAS & MINING

BUREAU OF LAND MANAGEMENT
WARM SPRINGS RESOURCE AREA

85 East 500 North
P.O. Box 778
Fillmore, Utah 84631

IN REPLY REFER TO:
UT-055-92-15N
3800
(U-055)

September 1, 1992

Neil Bradshaw
P.O. Box 87
374 South 500 West
Milford, UT 84751

Dear Mr. Bradshaw:

Your notice to conduct mining related operations on Mr. B. and W. #1 mining claim, UMC serial number, 335172 located in SE $\frac{1}{4}$, Sec. 29, T. 24 S., R. 14 W., SLBM was received on August 19, 1992 and has been accepted by this office. Your notice has been assigned case file number UT-054-92-15N. Please use this number in any future correspondence concerning this notice.

If you change your operation from what is described in your notice, please contact this office prior to the change. If your operations extend for more than one year, please advise this office of the status of your mining related activity on the anniversary date of your notice.

Enclosed is a copy of the Standard Operating Procedures required by the Richfield District, House Range Resource Area. Please follow these guidelines as they pertain to your operation.

We are of the preliminary opinion that the deposit you have claimed is common variety and as such is not open to location. The proper procedure for mining and disposal of this material is through 43 CFR 3600, mineral material sales wherein you would relinquish your claims and sign a contract with the Bureau of Land Management to purchase the material at a specified price. We will gladly provide you with information regarding mineral material sales.

If you are convinced that your deposit is locatable, please be aware the Court has set standards to distinguish between common varieties and uncommon varieties of mineral deposits or stone.

The standards are:

1. There must be a comparison of the mineral deposit in question with other deposits of such minerals generally;
2. The mineral deposit in question must have a unique property;
3. The unique property must give the deposit a distinct and special value;
4. If the special value is for uses to which ordinary varieties of the mineral are put, the deposit must have some distinct and special value for such use; and
5. The distinct and special value must be reflected in the market place (or in reduced cost or overhead so that the profit to the claimant would be substantially more).

Should a final determination by the Department of Interior be made that this material is, in fact, "common variety", you could be responsible to the United States for the value of this material, damage to the land, and the administrative costs of recovering such compensation.

A copy of your notice has been sent to the Utah Division of Oil, Gas and Mining (DOGM); therefore, you will not have to file this notice with DOGM.

Prior to the commencement of the proposed activity, all appropriate State water quality permits must be obtained from the Utah Department of Environmental Quality, Division of Water Quality, located at:

1636 West North Temple
Salt Lake City, Utah 84116-3156

As required by 43 CFR 3809, Surface Management Regulations, reasonable measures must be taken to prevent unnecessary or undue degradation of public lands during your operations. Please notify this office upon completion of operations and reclamation, so an inspection may be conducted on the site. Reclamation under this notice is required to conform to the standards of the Utah Mined Land Reclamation Act.

Acceptance of your notice will not now, nor in the future, serve as a determination of the validity nor ownership of any mining claim included under your notice.

If you have any questions regarding this letter, please feel free to contact Rody Cox at (801) 743-6811. Thank you for submitting your notice.

Sincerely,



Dave Henderson
Area Manager

Enclosure:
Standard Operating Procedures

ACTING

cc: D. Wayne Hedberg, UDOGM
Jerry Reagan, Millard County Planning and Zoning